

ESTTA Tracking number: **ESTTA689132**

Filing date: **08/12/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Application Serial No.	79138782
Applicant	Hakubaku Co., Ltd.

Notice of Appeal

Notice is hereby given that Hakubaku Co., Ltd. appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 79138782.

Applicant has filed a request for reconsideration of the refusal to register, and requests suspension of the appeal pending consideration of the request by the Examining Attorney.

The refusal to register has been appealed as to the following classes of goods/services:

- Class 029. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Fermented soybeans (Natto)
- Class 030. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Tea; oolong tea; black tea; tea of salty kelp powder (Konbu-cha); mugicha roasted barley tea; Japanese green tea; udonnoodles (uncooked); oat flakes; oatmeal; dried cooked-rice; uncooked enriched rice; pasta-wrappings for gyoza; corn flakes; powder of sweetened bean jam (Sarashi-an); uncooked artificial rice; uncooked spaghetti; somen noodles; instant udon noodles; instant soba noodles; instant Chinese noodles; uncooked soba noodles; uncooked Chinese noodles; bean-starch noodles (Harusame, uncooked); bread crumb; uncooked Chinese rice noodles (Bifun); dried pieces of wheat gluten (Fu, uncooked); canned cooked rice; uncooked macaroni; pounded rice cakes (Mochi); cooked Chinese stuffed dumplings (Gyoza, cooked); Chinese steamed dumplings (Shumai, cooked); sushi; fried balls of batter mix with small pieces of octopus (Takoyaki); prepared box lunches consisting primarily of cereal products; ravioli; yeast powder; fermented rice for food (Koji); yeast; baking powder; husked barley; flour for food; Japanese arrowroot powder (Kudzu-ko, for food); wheat flour for food; rice flour for food; corn starch for food; sago palm starch for food; sweet potato starch for food; potato flour for food; buckwheat flour for food; tapioca flour for food; corn flour for food; pulse flour for food; barley flour for food; gluten additives for culinary purposes
- Class 031. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Fresh vegetables; sugar crops, namely, sugar cane, unprocessed sugar beet; fresh fruits; unprocessed foxtail millet; unprocessed proso millet; unprocessed sesame seeds; unprocessed buckwheat; unprocessed corn; unprocessed Japanese barnyard millet; unprocessed wheat, barley and oats; unprocessed rice; unprocessed sorghum; seeds and bulbs; live trees; grass seed; natural turf; dried flowers; seedlings; saplings; natural flowers; pasture grass seed; potted dwarfed trees in the nature of bonsai

Respectfully submitted,
/Amy Salomon/
08/12/2015

Amy Salomon

Attorney of Record

ARENT FOX LLP

1717 K Street, NW

WASHINGTON, DC 20006-5344

UNITED STATES

TMdocket@arentfox.com

202-857-6000